GOVERNMENT OF ANDHRAPRADESH
ABSTRACT

Public Servants – Prohibition & Excise Department – Allegation of Criminal Misconduct against Sri B.Ram Mohan Reddy, P&E Inspector for his involvement in two liquor syndicate cases along with other P&E officials pertaining to Visakhapatnam District – Two cases entrusted to Tribunal for Disciplinary Proceedings –W.P.No.17380 of 2021 filed by Sri B.Ram Mohan Reddy, P&E Inspector challenging the charge memos issued by the TDP in TEC Nos.353 and 383 of 2013 - TDP repealed, Cases entrusted to CoI – Inquiries not completed within time prescribed - Hon'ble High Court orders dated 24.02.2023 in W.P.No.17380 of 2021 Implemented – Further action dropped against Sri B.Ram Mohan Reddy, P&E Superintendent - Orders - Issued.

REVENUE (VIGILANCE.IV) DEPARTMENT

G.O.RT.No. 712 **Dated: 03-10-2024**

Read the following:

1. From the D.G., ACB, Lr.Rc.No.12/RCO-WVP/2012 dated :08.10.2012 (Cr.No.2/RCO-ACB/VSP/2012).
2. From the D.G., ACB, Lr.Rc.No.69/RCO-WSP/2012 dated :12.11.2012 (Cr.No.5/RCO-ACB-VSP/2012)
3. Govt. Memo.No.46424/Vig.V(2)/2012-1, dated:16.01.2013.
4. Govt. Memo.No.51872/Vig.V(2)/2012-1, dated:16.01.2013
5. Tribunal for Disciplinary Proceedings Charge Memos in TEC Nos.353 and 383 of 2013.
6. Hon'ble High Court orders dated 24.02.2023 in W.P.No.17380 of 2021 filed by Sri B.Ram Mohan Reddy, P&E Inspector,
7. Act 29 of 2022 to repeal the Andhra Pradesh Civil Services (Disciplinary Proceeding Tribunal) Act, 1960 and to provide for matters connected therewith or incidental thereto published in A.P.Gazettee, Part-IV-B Extraordinary No.29, Amaravati, dt.22.12.2022.
8. G.O.Ms.No.98 GA (Ser.E) Dept, dtd 18.08.2023.
9. G.O.Rt.No.446, Rev (Vig.IV) Dept, dtd 03.05.2023.
10. G.O.Rt.No.378, Rev (Vig.IV) Dept, dtd 18.04.2023.
11. From D.O.Lr.No.TC Peshi.7/COI – MKS/2023, dated:04.07.2024
12. From GA (CoI-JS) Dept, U.O.Note No.129/COI-JS-2023, dtd 10.07.2023.
13. Govt. U.O.Note No.51872/Vig.V(2)/2012-Part(1), Rev (Vig.IV) Dept, dtd 27.09.2023.
14. Govt. Memo.No.51872/Vig.V(2)/2012-Part(1), dtd 01.02.2024.
15. G.O.Rt.No.1109, GA (SC.F) Dept, dtd 24.06.2024
16. Contempt Case No CC 3342/2024 in WP No.17380 of 2021 filed by Sri B.Ram Mohan Reddy, P&E Inspector.

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ORDER:

In the reference 1st & 2nd read above, the Director General, Anti-Corruption Bureau has furnished reports on certain allegations against Prohibition & Excise Officers involved in two liquor syndicate cases pertaining to

Visakhapatnam district including Sri B.Ram Mohan Reddy, P&E Inspector. While he was working as Excise Inspector, involved in two liquor syndicate cases as A.O.6 along with other Prohibition & Excise officials in crime Nos. Cr.No.2/RCO-ACB/VSP/2012 & Cr.No.5/RCO-VSP/2012 respectively. The Director General, Anti-Corruption Bureau has recommended for placing on his defence before Tribunal for Disciplinary Proceedings among others in two cases.

2. In the reference 3rd & 4th read above, Government was placed Sri B.Ram Mohan Reddy, P&E Inspector on his defence before TDP among others in two cases and issue Charges against Sri B.Ram Mohan Reddy, P&E Inspector in two cases by the TDP vide reference 5th read above.

3. Whereas Sri B.Ram Mohan Reddy, P&E Inspector was filed W.P.No.17380 of 2021 before the Hon'ble High Court challenging two charge memos and prayed for the action of respondents not concluding the disciplinary proceedings initiated vide TEC No 353 of 2013, Dt 30.08 2018 and TEC No 383 of 2013 Dt.15.11.2018.

4. And whereas, the Government repealed the TDP and the cases pending before the Tribunal were transferred to the COI vide reference 7th & 8th read above. These consequences have been placed before the Hon'ble High Court by filing counter affidavit.

5. In the reference 6th read above, the Hon'ble High Court in its orders dated 24.02.2023 in W.P.No.17380 of 2021 by disposing the above W.P. has passed the following orders (operative portion):

> "In the case on hand, the alleged incident took place around 2011-2012 and the case was registered as Tribunal Enquiry Case Nos.353 & 383 of 2013 and charge was framed in the year 2018. The Tribunal for Disciplinary Proceedings was abolished in the year 2022. There was no progress in the enquiry till abolition of the Tribunal and now the file is transferred to the COI.
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> Considering the facts and circumstances of the case and in view of the above discussion, the Commissioner of Inquiries (Respondent No.2) is directed to conclude the enquiry, within a period of six months from today, failing which the charge memo issued to the petitioner vide Tribunal Enquiry Case No.353 & 383 of 2013, which was transferred to the COI, pursuant to G.O.Ms.No.98, dated 18.8.2022 shall stand quashed."

6. In the reference 9th & 10th read above, Sri Manish Kumar Sinha, IPS, COI and Sri J.Satyanarayana, IPS (Retd.), Member, COI have been appointed as Inquiring Authorities in the two cases (TEC No.383/2013 and 353/2013) of Sri B.Ram Mohan Reddy, P&E Inspector among other P&E officials for conducting inquiry with direction to submit the inquiry report to the Government within 4 months. Presenting Officers in both cases have also been appointed. Further, as the tenure of Sri J.Satyanarayana IPS (Retd) was completed by 15.05.2024, GA (CoI-R) Dept's have entrusted the case to Sri G.Mallikarjuna, IRS (Retd), Member, COI. However, Sri G.Mallikarjuna, IRS (Retd), tendered his

resignation. The General Administration (SC.F) Department have accepted his resignation vide reference 15th read above.

7. Whereas, Sri B.Ram Mohan Reddy, P&E Inspector, has filed Contempt Case No. 3342 of 2024 praying that the Hon'ble Court may be pleased to summon the respondents for committing contempt of orders of the Hon'ble Court passed in W.P. No. 17380 of 2021, dated 24.02.2023 passed by the Hon'ble Single Judge under section 10 to 12 of Contempt of Courts Act and pass such other order or orders as Hon'ble Court may deem fit and proper in the circumstances of the case.

8. Government after careful examination of the entire matter has observed that as per Hon'ble High Court orders, the inquiry was to be completed within six months, failing which the Charge Memos issued in TEC No.353 & 383 of 2013 would stand quashed. Since the inquiry is not completed within the prescribed time frame, the charge memos have automatically been quashed according to the Hon'ble High Court's orders. Accordingly, in accordance with the orders of the Hon'ble High Court, Government here by order to drop further action against Sri B.Ram Mohan Reddy, P&E Inspector (now P&E Superintendent) in two departmental cases pending before the Commissioner of Inquiries.

9. The Commissioner of Prohibition and Excise shall take further necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MUKESH KUMAR MEENA
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri B.Ram Mohan Reddy, P&E Inspector through Commissioner, Prohibition and Excise, Andhra Pradesh, Vijayawada.
The GA (COI-R) Department, Building No.5, A.P. Secretariat, Velagapudi.
The Commissioner of Prohibition and Excise, Andhra Pradesh, Vijayawada.

Copy to:

The Director General, Anti-Corruption Bureau, Andhra Pradesh, Vijayawada.
The Secretary to Vigilance Commissioner, Andhra Pradesh Vigilance Commission,Andhra Pradesh Secretariat, Velagapudi.
The Government Pleader for Services, Andhra Pradesh High Court, Amaravathi.
Sc/Sf.

//FORWARDED::BY ORDER//

SECTION OFFICER